**DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY**

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SYSTEM AND METHOD FOR ENABLING THE ORIGINATOR OF AN ELECTRONIC MAIL MESSAGE TO PRESET AN EXPIRATION TIME, DATE, AND/OR EVENT, AND TO CONTROL PROCESSING OR HANDLING BY A RECIPIENT

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BENJAMIN E. URCIA

FULL NAME OF FIRST OR SOLE INVENTOR Jon N. LEONARD	CITIZENSHIP USA
RESIDENCE ADDRESS 13924 N. Green Tree Drive Tucson, Arizona 85737-5816, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
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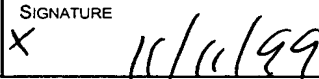
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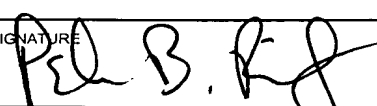
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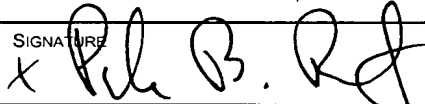
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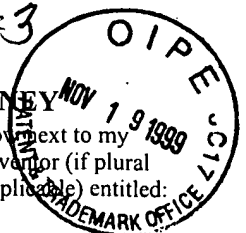
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#3

**DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention (Design, if applicable) entitled:

SYSTEM AND METHOD FOR ENABLING THE ORIGINATOR OF AN ELECTRONIC MAIL MESSAGE TO PRESET AN EXPIRATION TIME, DATE, AND/OR EVENT, AND TO CONTROL PROCESSING OR HANDLING BY A RECIPIENT

the specification of which (check one): ☐ is attached hereto, or ☒ was filed on: **7 September 1999** as U.S. Application Number or PCT International Application Number: **09/390,363** and (if applicable) was amended on:

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in *Title 37, Code of Federal Regulations, §1.56*. I hereby claim foreign priority benefits under *Title 35, United States Code §119* of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)			PRIORITY CLAIMED	
Number	Country	Day/Month/Year Filed	Yes	No

☐ Additional Priority Application(s) Listed on Following Page(s)

I HEREBY CLAIM THE BENEFIT UNDER TITLE 35 U.S. CODE §119(E) OF ANY U.S. PROVISIONAL APPLICATIONS LISTED BELOW.

Application Number	Day/Month/Year Filed

☐ Additional Provisional Application(s) Listed on Following Page(s)

I hereby claim the benefit under *Title 35, United States Code, §120* of any United States application(s) or PCT international application(s) designating The United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of *Title 35, United States Code, §112*, I acknowledge the duty to disclose information which is material to patentability as defined in *Title 37, Code of Federal Regulations, §1.56* which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

Application Number	Filing Date	Status - Patented, Pending or Abandoned

☐ Additional US/PCT Priority Application(s) listed on Following Page(s)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under *section 1001 of title 18 of the United States Code* and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: I (We) hereby appoint as my (our) attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: J. Ernest Kenney, Reg. No. 19,179; Eugene Mar, Reg. No. 25,893; Richard E. Fichter, Reg. No. 26,382; Charles R. Wolfe, Jr., Reg. No. 28,680; Thomas J. Moore, Reg. No. 28,974; Joseph DeBenedictis, Reg. No. 28,502; Benjamin E. Urcia, Reg. No. 33,805; and

Send correspondence to: **BACON & THOMAS, PLLC**
625 Slaters Lane - 4th Floor
Alexandria, VA 22314-1176

Telephone Calls to: **(703) 683-0500**
BENJAMIN E. URCIA

FULL NAME OF FIRST OR SOLE INVENTOR Jon N. LEONARD	CITIZENSHIP USA
RESIDENCE ADDRESS 13924 N. Green Tree Drive Tucson, Arizona 85737-5816, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE X 10-21-99	SIGNATURE X [Signature]

☒ See following page(s) for additional joint inventors.

CONTINUATION OF DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEYPage 02

PRIOR FOREIGN APPLICATION(S) (35 USC §119)			PRIORITY CLAIMED	
Number	Country	Day/Month/Year Filed	Yes	No

FULL NAME OF JOINT INVENTOR Charles H. SEAMAN	CITIZENSHIP USA
RESIDENCE ADDRESS 3400 Richmond Parkway #3305 Richmond, California 94806, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE X 10-27-99	SIGNATURE X C H S

FULL NAME OF JOINT INVENTOR Michael ANDERER	CITIZENSHIP USA
RESIDENCE ADDRESS 4567 South Matthews Way Salt Lake City, Utah 84124, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE	SIGNATURE

FULL NAME OF JOINT INVENTOR Peter B. RITZ	CITIZENSHIP USA
RESIDENCE ADDRESS 1230 Wrack Rd. Meadowbrook, Pennsylvania 19046, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE	SIGNATURE

FULL NAME OF JOINT INVENTOR Michael BERNSTEIN	CITIZENSHIP USA
RESIDENCE ADDRESS 5300 E. Calle Basque Tucson, Arizona 85718, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE	SIGNATURE

FULL NAME OF JOINT INVENTOR Robert J. SCHENA	CITIZENSHIP USA
RESIDENCE ADDRESS 424 George Washington Lane Wayne, Pennsylvania 19087, USA	POST OFFICE ADDRESS IS THE SAME AS RESIDENCE ADDRESS UNLESS OTHERWISE SHOWN BELOW
DATE	SIGNATURE

VERIFIED STATEMENT (DECLARATION) BY AN INDEPENDENT INVENTOR CLAIMING SMALL ENTITY STATUS UNDER 37 CFR 1.9(F) AND 1.27(b)

Applicant or Patentee:	Jon N. LEONARD <i>et alii</i>	Docket #:	BEU/LEONARD
Serial or Patent Number:	09/390,363	Group Art Unit:	3766
Filed or Issued:	7 September 1999	Examiner:	Unassigned
Title:	SYSTEM AND METHOD FOR ENABLING THE ORIGINATOR OF AN ELECTRONIC MAIL MESSAGE TO PRESET AN EXPIRATION TIME, DATE, AND/OR EVENT, AND TO CONTROL PROCESSING OR HANDLING BY A RECIPIENT		



As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office with regard to the matter described in:

- ☐ The specification filed herewith, with the title as listed above.
- ☒ The patent application identified above.
- ☐ The PCT international patent application identified above.
- ☐ The patent number identified above.

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

- ☐ no such person, concern or organization.
- ☒ each such person, concern or organization listed below. **Note:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

FULL NAME: POOFAWAY.COM, INC.	<input type="checkbox"/> Individual
ADDRESS: 13924 N. Green Tree Drive, Tucson, Arizona 85737-5816, USA	<input checked="" type="checkbox"/> Small Business Concern
	<input type="checkbox"/> NonProfit Organization

FULL NAME: Michael ANDERER	<input checked="" type="checkbox"/> Individual
ADDRESS: 4567 South Matthews Way, Salt Lake City, Utah 84124, USA	<input type="checkbox"/> Small Business Concern
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☐ See attached sheet for additional person(s) concern(s) or organization(s).

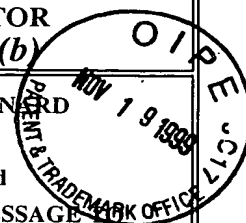
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which the verified statement is directed.

INVENTOR'S NAME	X DATE	X SIGNATURE
Robert J. SCHENA 424 George Washington Lane Wayne, PA 19087	11/9/99	

VERIFIED STATEMENT (DECLARATION) BY AN INDEPENDENT INVENTOR CLAIMING SMALL ENTITY STATUS UNDER 37 CFR 1.9(F) AND 1.27(b)

Applicant or Patentee:	Jon N. LEONARD <i>et alii</i>	Docket #:	BEU/LEONARD
Serial or Patent Number:	09/390,363	Group Art Unit:	2766
Filed or Issued:	7 September 1999	Examiner:	Unassigned
Title:	SYSTEM AND METHOD FOR ENABLING THE ORIGINATOR OF AN ELECTRONIC MAIL MESSAGE PRESET AN EXPIRATION TIME, DATE, AND/OR EVENT, AND TO CONTROL PROCESSING OR HANDLING BY A RECIPIENT		



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- ☐ The PCT international patent application identified above.
- ☐ The patent number identified above.

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INVENTOR'S NAME	DATE	SIGNATURE
Peter B. RITZ 1230 Wrack Rd. Meadowbrook, PA 19046	11/10/99	

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INVENTOR'S NAME	X DATE	X SIGNATURE
Michael ANDERER 4567 South Matthews Way Salt Lake City, UT 84124	11-11-99	

<i>Independent Inventor</i>			
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POOFAWAY.COM, INC.	<input checked="" type="checkbox"/> Small Business Concern
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424 George Washington Lane, Wayne, Pennsylvania 19087, USA	

☐ See attached sheet for additional person(s) concern(s) or organization(s).

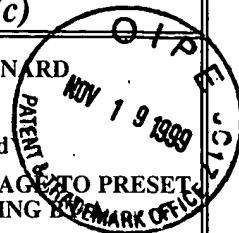
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

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INVENTOR'S NAME	DATE	SIGNATURE
Michael BERNSTEIN 5300 E. Calle-Basque Bosque Tucson, AZ 85718	11/16/99	

VERIFIED STATEMENT (DECLARATION) BY A SMALL BUSINESS CLAIMING SMALL ENTITY STATUS UNDER 37 CFR 1.9(F) AND 1.27(c)

Applicant or Patentee:	Jon N. LEONARD <i>et alii</i>	Docket #:	BEU/LEONARD
Serial or Patent Number:	09/390,363	Group Art Unit:	2766
Filed or Issued:	7 September 1999	Examiner:	Unassigned
Title: SYSTEM AND METHOD FOR ENABLING THE ORIGINATOR OF AN ELECTRONIC MAIL MESSAGE TO PRESET AN EXPIRATION TIME, DATE, AND/OR EVENT, AND TO CONTROL PROCESSING OR HANDLING BY THE RECIPIENT			



I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

Name/Address of Concern: **POOFAWAY.COM, INC. - 13924 N. Green Tree Drive, Tucson, Arizona 85737, USA**

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the matter described in:

- ☐ The specification filed herewith, with the title as listed above.
☒ The patent application identified above.
☐ The PCT International patent application identified above.
☐ The patent number identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern who would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). Each person or organization having any rights in the invention is listed below:

- ☐ no such person, concern or organization.
☒ each such person, concern or organization listed below:

FULL NAME: Michael ANDERER	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> NonProfit Organization
ADDRESS: 4567 South Matthews Way, Salt Lake City, Utah 84124, USA	

FULL NAME: Peter B. RITZ	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> NonProfit Organization
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Name and Title Jon N. LEONARD, President	Date X 10-21-99
Address 13924 N. Green Tree Drive, Tucson, Arizona 85737-5816, USA	Signature X [Signature]

**VERIFIED STATEMENT (DECLARATION) BY A SMALL BUSINESS
CLAIMING SMALL ENTITY STATUS UNDER 37 CFR 1.9(F) AND 1.27(c)**

Applicant or Patentee:	Jon N. LEONARD <i>et alii</i>	Docket #:	BEU/LEONARD
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Page 02

FULL NAME:	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> NonProfit Organization
Michael BERNSTEIN	
ADDRESS:	
5300 E. Calle Basque, Tucson, Arizona 85718, USA	

FULL NAME:	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> NonProfit Organization
Robert J. SCHENA	
ADDRESS:	
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